

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE Arnold Jablon TO Zoning Commissioner Date March 12, 1985 Norman E. Gerber, Director FROM Office of Planning and Zoning No. 85-258-XA SUBJECT Nelson H. Hendler, M.D. In view of the subject matter of this petition, this office offers no Norman E. Gerber, Director Office of Planning and Zoning NEG/JGH/sf

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING County Office Building
111 W. Chesapeake Avenue Towson, Maryland 21204

Your petition has been received and accepted for filing this 6th day of February , 1985.

titioner Welsen H. Hendler, M.D. Received by Chairman, Zoning Plans Stephen J. Holan, Esquire Advisory Committee

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE March 13, 1985

COUNTY OFFICE BLOG. 111 W. Chesapeake Ave. Towson, Maryland 21204

Nicholas B. Commodari MEMBERS

Bureau of Engineering Department of Traffic Engineering State Roads Commiss Eureau of Fire Prevention Health Department Project Planning Building Department Board of Education

Zoning Administration

Industrial

Development

tephen J. Nolan, Esquire 04 West Pennsylvania Avenue Towson, Maryland 21204

Petitioner - Nelson H. Hendler, M.D. Special Hearing Petition

RE: Item No. 197 - Case No. 85-258-SPH

Dear Mr. Nolan:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for hearing scheduled accordingly.

Very truly yours, Kecholer B. Connoclary boc NICHOLAS B. COMMODARI

Zoning Plans Advisory Committee

NBC:bsc Enclosures

cc: Richard Polan Associates 211 Francis Scott Key Highway Baltimore, Maryland 21230



Maryland Department of Transportation

Mr. A. Jablon

Zoning Commissioner

County Office Building

Towson, Maryland 21204

Hal Kassoff

February 1, 1985

Att: Mr. N. Commodari

Greenspring Valley Rd. Route 130 and Nacirema Existing Zoning: R.C. 2 & R.C. 5 Proposed Zoning: Specia Hearing to confirm and determine that the Special Exception grante in Case No. 80-164 X has been utilized and is vested, or, in the alter native, that a one year extension of said Special Exception be granted and approved

commencing from Jan. 29,

Acres: 18.14

District: 3rd

Re: ZAC Meeting of 1-29-85

H. Hendler, M.D.

Location: NW/Cor.

Property Owner: Nelson

ITEM: #197.

DEar Mr. Jablon:

ZONING DEPARTMENT

On review of the site plan of 1-15-85 and field inspection, the State Highway Administration is agreeable to a one (1) year extension for Special Exception granted in Case No. 80-164 X.

> Very truly yours, Charles Lee, Chief Bureau of Engineering Access Permits

CL:GW:maw

By: George Wittman

cc: Mr. J. Ogle telephone number is (301) 659-1350 Teletypewriter for Impaired Hearing or Speech
383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717



BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204-2586
494-4500

PAUL H. REINCKE CHIEF

Mr. Arnold Jablon Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: Nelson Hendler, M.D.

Location: NW/Cor. Greenspring Valley Road and Nacirema Lane zoring Agenda: Meeting of 1/29/85

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are typlicable and required to be corrected or incorporated into the final plans for the property.

February 8, 1985

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or ______ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at

EXCREDS the maximum allowed by the Fire Department. (x) 4. The site shall be made to comply with all applicable parts of the

Driveway shall be 16 ft. in width and support 50,000 lb. fire apparatus. Fire lane signs, shall hall hall had structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 *Life Safety Code*, 1976 Edition prior to occupancy. 1981 Edition, Section 12-1.6.3.

() 6. Site plans are approved, as drawn.

Roy W. Kemmer Plansing Group Special Inspection Division

appearing that by reason of the following finding of facts: RE: PETITION FOR SPECIAL HEARING NW C _mer of Greenspring BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204 Valley Rd. & Nacirema Lane, BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550 OF BALTIMORE COUNTY 3rd District February 19, 1985 NELSON H. HENDLER, M.D., Case No. 85-258-SPH Mr. Arnold Jablon, Zoning Commissioner STEPHEN E. COLLINS DIRECTOR ::::::: Office of Planning and Zoning Count; Office Building Towson, Maryland 2120 ENTRY OF APPEARANCE Comments on Item #197 Zoning Advisory Committee Meeting are as follows: Mr. Arnold Jablon Please enter the appearance of the People's Counsel in the Zoning Commissioner Nelson H. Hendler, M.D. Location: NW/Cor. Greenspring Valley Road and Nacirema Lane Existing Zoning: R.C. 2 & R.C. 5 County Office Building above-captioned matter. Notices should be sent of any hearing dates Towson, Maryland 21204 Special exception to confirm and determine that the Special Exception granted in Case No. 80-164 K has been utilized and is vested, or, in the alternative, that a one year extension of said Special Exception be granted and approved commencing or other proceedings in this matter and of the passage of any prelim-Item No. (197), 200, 201, 202, 203, 204, 205, and 206. ZAC-Meeting of January 29, 1985 inary or final Order. Property Owner: from Jan. 29, 1985, Location: Existing Zoning: Phyllis Cole Freedman Proposed Zoning: A. All structures shall conform to the Baltimore County Building Code 1981/Council Bill 4-82 State of Maryland Code for the Handicapped and Aged; and other appli-Phyllis Cole Friedman People's Counsel for Baltimore County C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required. Non-reproduced seals and signatures are required on Plans and Technical Data. Acres: Peter Max Zumanna District: D. Commercial: Three sets of construction drawings with a Maryland Registered Peter Max Zimmerman Architect or Engineer shall be required to file a permit application. Deputy People's Counsel Dear Mr. Jablon: E. An exterior wall erected within 6'0 for Commercial uses or 3'0 for One & Two Rm. 223, Court House Family use group.of an adjacent lot line shall be of one hour fire resistive STANGE STANDERS OF STANDERS Towson, MD 21204 construction, no openings permitted within 3'0 of lot lines. A firewall is The Department of Traffic Engineering has no comments required if construction is on the lot line, see Table 401, line 2, Section 494-2188 for item numbers 197,200,201,202,203,204,205, and 206. 1407 and Table 1402, also Section 503.2. F. Requested variance appears to conflict with the Baltimore County Building Code, I HEREBY CERTIFY that on this 5th day of March, 1985, a copy G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require of the foregoing Entry of Appearance was mailed to Stephen J. Nolan, Esquire, and Nolan, Plumboff & Williams, Chartered, 204 W. Pennsylvania Ave., Towson, H. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 401. MSF/ccm Comments - Such an occupancy of the main house would not be classified as a single family dwelling under today's Code. See Section 312.0, also 308.4, 308.3, and 303.1. The main house would be classified as an office Use "B" and a dormitory Use R-2. See Also Section 103.1 as amended by Bill 4-82. NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be obtained by visiting Room 122 (Plans Review) at 111 W. Chesapeake Ave., BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353 February 2 1985 CERTIFICATE OF POSTING 85-258-SPH ARNOLD JABLON ZONING COMMISSIONER Stephen J. Holan, Esquire 204 West Pennsylvania Avenue Towson, Maryland 21204 85-258-SPH PETITION FOR APECIAL
REARING
Sed Election District LOCATION: Northwest sorner of Greenspring Valley Road and Nacirems Lane
DATE AND TIME: Wednesday, March 20, 1988 at 11:00 A.M.
PUBLIC HEARING: Room 108, County Office Building, 111 W. Chrospeake Avenue, Townos, Maryland

The Equing Commissioner of Saltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a pub's hearing:

Petition for Special Hearing under Section 500,7 of the Bal-Dimore County Zoning Regulations, to determine whether or not the Zoning Commissioner should approve, commissioner should approve, commissioner should approve, confirm and determine that the Special Exception granted by Date of Posting 2 - 28 - 85 CERTIFICATE OF PUBLICATION NOTICE OF HEARING RE: Petition for Special Hearing NW/cor. Greenspring Valley Road and Delson It Hentler M.C. TOWSON, MD. February 28 19 85 Location of property: N. W/ Corner of Treenspring Valley Poul and Nelson H. Hendler, M.D. - Petitioner Case No. 85-258-SPH Stephen J. Nolan, Esquire 204 West Pennsylvania Avenue Towson, Maryland 21204 THIS IS TO CERTIFY, that the annexed advertisement was Location of Signs: NW/Corner of Trumsporing Valley Road and published in THE JEFFERSONIAN, a weekly newspaper printed TIME: __11:00 A.M. Petition for Special Hearing NW/corner of Greenspring Valley Rd. and Nacirema Lane Nelson B. Hendler, M.D. - Petitioner and published in Towson, Baltimore County, Md., appearing on DATE: Wednesday, March 20, 1985 February 28 19 85 PLACE: Room 106, County Office Building, 111 West Chesapeake Dear Mr. Nolani Number of Signs: / Avenue, Towson, Maryland This is to advise you that \$67.38 is due for advertising and posting THE JEFFERSONIAN, of the above property. 18 Venetorili This fee must be paid and our zoning sign and post returned on the day of the hearing before an Order is issued. Do not remove sign until day of hearing. on plat plan filed with the Zoning Office. In the event that these Peti-0 85-258 SPH Please make the check payable to Baltimore County, Maryland, and remit to Mrs. Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing. \$ hinster, Md., Feb. 28, 1985..... lat the annexed Req.#L70352...P.0.#63057 BALTIMORE COUNTY, MARYLAND No. 005332 24.00 OFFICE OF FINANCE - REVENUE DIVISION February...., 19.85...... in the MISCELLANEOUS CASH RECEIPT/ Times, a daily newspaper published BALTIMORE COUNTY, MARYLAND Westminster, Carroll County, Maryland. OFFICE OF FINANCE - REVENUE DIVISION No. 003163 lerald, a weekly newspaper published MISCELLANEOUS CASH RECEIPT Eldersburg, Carroll County, Maryland. les, a weekly newspaper published sterstown, Baitimore County, Maryland. ANItion Later (well 70-25/-51) NEWSPAPERS OF MARYLAND, INC. AMOUNT \$ 100.00 Per Jessa Keefer. VALIDATION OR SIGNATURE OF CASHIER B 2 B 101*****100701a 215%F

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it

12

Sincerely,

IOLD JABLON

ing Commissioner

February 28, 1985

Traffic Engineering Assoc. I

Zoning Description to Accompany January 15, 1985 Patition for Special Hearing to Confirm Utilization of Physicians Office Mensana Clinic, Greenspring Valley

Beginning for the same at a point in the certerline of Greenspring Valley Road, said point of beginning being South 75°04°30" West 55 feet more or less from the intersection of the centerlines of Greenspring Valley Road and Nacirema Lane, running thence binding on the centerline of Greenspring Valley Road, (1) South 75°04'30" West 564.88 feet, running thence leaving the centerline of said road the 7 following courses viz: (2) North 32°18'35" West 258.28 feet, (3) North 09°46'54" West 212. 54 feet, (4) North 12°33'01" West 255.74 feet, (5) North 78°43'46" West 61.39 feet, (6) North 25°49'32" West 139.83 feet, (7) North 69°22'35" East 367.17 feet and (8) North 44°13' 57" East 580.59 feet to intersect the west side of Nacirema Lane as shown on a plat dated September 25, 1975 entitled "Section One Greenspring", and recorded among the Plat Records of Baltimore County, Maryland in Plat Book E.H.K., Jr. 39 folio G, running thence binding on said west side of Nacirema Lane as shown on said plat the five following courses, viz: (9) southeasterly by a curve to the right having a radius of 700.00 feet for a distance of 100.33 feet, said curve being subtended by a chord bearing South 43*50*04" East 100.25 feet, (10) southeasterly by a curve to the right having a radius of 400.00 feet for a distance of 272.64 feet, said curve being subtended by a chord bearing South 20°12'06" East 267.40 feet, (11) South 0°40'30" East 834.90 feet, (12) South 37°17'58" West 47.30 feet and (13) South 14°43'30" East 20.00 feet to the place

Containing 18.14 Acres of land, more or less.

17-15:

PETITION FOR SPECIAL HEARING

3rd Election District

LOCATION: Northwest corner of Greenspring Valley Road and Nacirema Lane

DATE AND TIME: Wednesday, March 20, 1985 at 11:00 A.M.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

The Zoning Commissioner of Baltimore Count, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Petition for Special Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve, confirm and determine that the Special Exception granted by an Order dated January 30, 1981 (Case No. 80-164-X) has been utilized and is vested; or, in the alternative, that a one (1) year extension of said Special Exception be granted and approved commencing from January 29, 1985

Being the property of <u>Nelson H. Hendler, M.D.</u> plan filed with the Zoning Office. , as shown on plat

In the event that these Petitions are granted, a building permit may be issued within the thirty (30) day appeal period. the Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

IN RE: PETITION SPECIAL HEARING BEFORE THE NW/corner of Greenspring Valley Road and Nacirema ZONING COMMISSIONER Lane - 3rd Election District OF BALTIMORE COUNTY Nelson H. Hendler, M.D., Case No. 85-258-SPH Petitioner

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner herein requests a determination by the Zoning Commissioner as to whether the special exception granted in Case No. 80-164-X has been utilized or, in the alternative, to allow a one-year extension of the period of time within which to utilize said special exception.

The Petitioner appeared and testified and was represented by Counsel. Also appearing on behalf of the Petitioner was Michael Polan, an architect. There were no Protestants.

Testimony indicated that the subject property was granted a special exception for doctors' offices in Case No. 80-164-X, with certain restrictions. The time for utilization was four years. The special exception required no construction and permitted a continuation of an already existing use. It is clear and convincing that the special exception has been utilized.

The Petitioner seeks relief pursuant to Section 500.7, Baltimore County Zoning Regulations (BCZR).

prsuant to the advertisement, posting of the property, and public hearing held, and it appearing that the special exception granted in Case No. 80-164-X

hereby GRANTED, from and after the date of this Order, subject, however, to the

1. The restrictions enumerated in Case No. 80-164-% shall be adopted in their entirety and made a part of this

2. A revised site plan shall be submitted showing the gross size of the mansion to be 17,160 square feet, as reflected on Petitioner's Exhibit 2, and the size of building "6" shall be corrected to reflect 1,080 square feet instead of 1,680 square feet.

Baltimore County

cc: Stephen J. Nolan, Esquire People's Counsel

following restrictions:

March 20, 1985 MEMORANDUM OF SPECIFICS Spaldwi GOETZ 1505 Wear Thicket RICHARD POLAN ASSOCIATES -OF UNDERSTANDING RE: 1718 GREENSPANG VALLEY RD. ARCHITECTURE SPACE PLANNING 207 KEY HIGHWAY BALTIMORE, MD. 21230 301 • 727 • 5588 SCALL: Clean-up brush and dead folioge in Side yard along Wacinema Rd SUNA GUESTROOM 4 RM 3 All work to be completed within 3 mos will be taken by M-GROSS BUILDING SQUARE FOOTAGE; 17, 160 SQ. FT.

A review of the background, for which the subject property has been used, discloses that the then Deputy Zoning Commissioner, Edward D. Hardesty, granted a special exception for "Boarding Houses for twenty-five guests... subject to approval of the site plan by the State Roads Commission, the Bureau of Public Services and the Office of Planning and Zoning" by Order dated December 22, 1969 (Case No. 70-116-X). The site plan required by the aforementioned Order, approved by the Office of Planning and Zoning on March 16, 1971, indicated that the tract of land contained 28.44 acres plus improvements. The use of each improvement was depicted as follows:

Main House - 12 guests, 2 employees in residence

Building 1 - 1-family, 2-story frame building, garage ground floor, apartment 2nd floor

Building 2 - frame barn

Building 3 - 1-family, 2-story frame caretaker's home

Building 4 frame 4-car garage

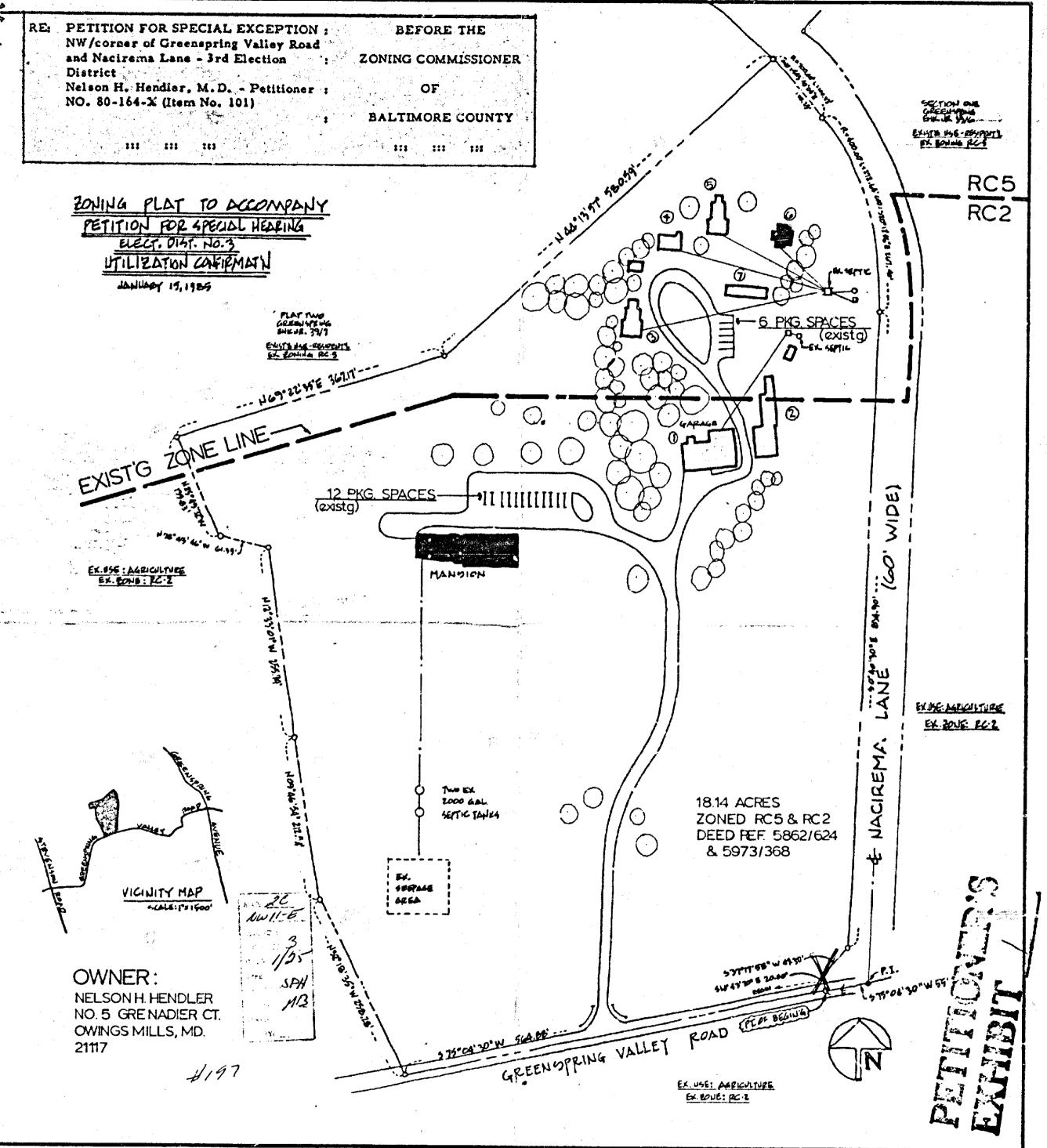
Building 5 - 1-family, 2-story frame dwelling

Building 6 - 1-family, 2-story frame dwelling

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 30th day of January, 1981, that the Petition for Special Exception for physicians' offices in the R.C.2 Zone and a doctor's office in the R.C.5 Zone is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

- 1. The physicians' offices to be conducted in the main house (mansion) located in the R.C.2 Zone shall not exceed 3,000 square feet and shall not have more than twelve guests (patients) in residence.
- 2. The doctor's office to be conducted in Building 6 located in the R.C.5 Zone shall not exceed 1,680 square feet and shall be limited to one physician with no guests (patients) in residence.
- 3. All other improvements contained on the subject 18.42 acres shall be used in the manner and for the purposes established and shown on the approved site plan in Case No. 70-116-X.
- 4. No seminars shall be conducted after December 31, 1981.
- 5. A revised site plan, prepared in conformity with the above restrictions, shall be submitted for approval by the Maryland Department of Transportation, the Department of Public Works, and the Office of Planning and Zoning.
- 6. The uses allowed by and provided for in this Order shall be utilized within four years from the date hereof.

Zoning Commissioner of Baltimore County



ARCHITECT:
PICHARD POLAN ASSOCIATES
21! FRANCIS SCOTT KEY HIGHWAY
BALTIMORE, MARYLAND 21230

G-

10

SITE PLAN /SCALE: 1"=100'-0"/MENSANA

